

**Exhibit 12**

**Declaration of**

**Jennifer K.**

**Hostetler ISO**

**Emergency Motion**

**for Substituted**

**Service**

**Exhibit 12**

Jennifer Hostetler, Bar No. 11994  
JHostetler@lewisroca.com  
LEWIS ROCA ROTHGERBER CHRISTIE LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169  
Tel: 702.949.8200  
Fax: 702.949.8398

*Attorneys for PlayUp, Inc.*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

PlayUp, Inc., a Delaware Corporation,

Plaintiff,

v.

Dr. Laila Mintas, an individual,

Defendant.

Case No. 2:21-cv-02129-GMN-NJK

**DECLARATION OF JENNIFER K.  
HOSTETLER IN SUPPORT OF  
EMERGENCY MOTION FOR  
SUBSTITUTED SERVICE OF DR.  
LAILA MINTAS**

I, JENNIFER K. HOSTETLER, being duly sworn states as follows:

1. I have personal knowledge of the information contained in this affidavit. I swear they are true to the best of my knowledge and information.

2. I am over the age of 18 and mentally competent. Except where stated on information and belief, I have personal knowledge of the facts in this matter, and if called upon to testify, could and would competently testify thereto in a court of law.

3. I am an attorney duly licensed to practice law in the State of Nevada. I am admitted to practice law before this Court.

4. I am an attorney with the law firm of Lewis Roca Rothgerber Christie, LLP located at 3993 Howard Hughes Pkwy Suite 600, Las Vegas, NV 89169 and telephone number (702) 949-8200.

5. I am an attorney representing PlayUp, Inc. ("PlayUp" or "Plaintiff") in the above captioned matter.

1           6.       The last known address of Defendant, Dr. Laila Mintas, is 11 Mountain Cove  
2 Court, Henderson, NV 89052, her telephone number is +15512297797 and her email is  
3 dr.laila@mintas.net.

4           7.       I am informed that Defendant uses the messaging application, WhatsApp, and that  
5 she has previously communicated with representatives of PlayUp on that platform through the  
6 number 551 229 7797.

7           8.       Plaintiff has diligently attempted personal service of the Summons and Complaint  
8 at Defendants last known address in Henderson Nevada on December 2-3, 2021 through a process  
9 server without success. Plaintiff then hired an investigator in attempt to serve Plaintiff with the  
10 Complaint, Summons, and Order granting Emergency Motion for Ex Parte Temporary  
11 Restraining Order (“Order”) on December 4-5, 2021, but Defendant was not observed at her last  
12 known address.

13           9.       My firm also attempted to serve a copy of the Summons, Complaint, and Order on  
14 Defendant through her active email address, dr.laila@mintas.net on December 6, 2021.

15           10.      The emails that my firm sent to Defendant at dr.laila@mintas.net and which are  
16 contained in Exhibit 6 to the Emergency Motion for Substituted Service have not been returned  
17 as undeliverable or bounced back.

18           11.      Australian counsel has repeatedly emailed Defendant at her email address  
19 dr.laila@mintas.net informing her of the Order and requesting her address and location for  
20 personal service.

21           12.      Defendant appears able to receive and respond to emails at that address as she has  
22 replied to emails with PlayUp’s General Counsel, Ashley Kerr, as recent as December 9, 2021  
23 regarding activities of PlayUp’s Board of Directors.

24           13.      Defendant, however, appears to be avoiding service of the Order as she has refused  
25 to respond to the multiple email correspondences to the same email address from PlayUp’s  
26 Australian counsel requesting her address so that personal service can be made.

27           14.      On December 13, 2021, my office reached out to attorneys at the Garg Golden  
28 Law Firm, who is currently representing Defendant in litigation pending in the Eighth Judicial

1 District Court, Nevada, to determine whether they will be representing her in this action. Anthony  
2 B. Golden, Esq. responded that his firm has not been retained as counsel for this action.

3 15. On December 14, 2021, Defendant appeared in the Federal Court of Australia in  
4 *PlayUp Ltd. v. Mintas*, NSD1247/2021, and indicated she is aware of the Australian and Nevada  
5 orders. She confirmed her email address dr.laila@mintas.net is her personal email address. She  
6 also indicated she has another email address and requested the Australian court documents be sent  
7 to her at that address, dr.mintas@gmail.com.

8 16. In light of Plaintiff's numerous personal service attempts, substituted service of  
9 the Order is warranted on an emergency basis as attempts at personal service have proven to be  
10 futile and the deadline set by the Court to serve the Order is December 20, 2021.

11 I declare under penalty of perjury that the foregoing is true and correct and that this  
12 Declaration was executed on the 14th day of December, 2021, at Henderson, Nevada.

13  
14 By /s/ Jennifer K. Hostetler  
15 JENNIFER K. HOSTETLER  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28